IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date

September 27, 2004

In re the Application of

Pierre CAROL et al.

Application No.: 09/807,867

Filed: June 15, 2001 Group Art Unit: 1638

Examiner:

R. Kallis

Docket No.: 109326

For:

cDNA SEQUENCE TRANSCRIBING AN mRNA ENCODING THE TERMINAL OXIDASE ASSOCIATED WITH CAROTENOID BIOSYNTHESIS, AND USES

THEREOF

LARGE ENTITY PETITION FOR 1st - 3rd EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a) AND TRANSMITTAL OF FEE UNDER 37 C.F.R. §1.17

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to the outstanding Official Action in the above-identified patent application. The shortened statutory period having expired August 17, 2004, an extension of time for a period of $\underline{2}$ months is hereby requested. Attached hereto is our Check No. $\underline{158912}$ in the amount of $\underline{\$420.00}$ in payment for:

Extension fee for response within first month pursuant to §1.136(a) (\$110.00)

XX

Extension fee for response within second month pursuant to §1.136(a) (\$420.00)

Extension fee for response within third month pursuant to §1.136(a) (\$950.00)

The Commissioner is hereby authorized to charge any additional fee or credit any overpayment associated with this communication to Deposit Account No. 15-0461. Two copies of this petition are enclosed.

09/28/2004 GWDRDOF1 00000076 09807867

02 FC:1252

420.00 OP

William P. Berridge Registration No. 30,024

Melanie L. McCollum Registration No. 40,085

WPB:MLM/jam

OLIFF & BERRIDGE, PLC P.O. Box 19928 Alexandria, Virginia 22320 Telephone: (703) 836-6400

DEPOSIT ACCOUNT USE **AUTHORIZATION** Please grant any extension necessary for entry;

Charge any fee due to our Deposit Account No. 15-0461